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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA
5

6 CAMERON MATHEW ROSE,

7 Plaintiff,

8 vs.
9

10 THE CITY OF RENO, *et al.*,
11 Defendants.
12

Case No.: 3:19-CV-00166-RCJ-WGC

ORDER ADOPTING AND ACCEPTING
REPORT AND RECOMMENDATION OF
UNITED STATES MAGISTRATE JUDGE
(ECF NO. 6)

13 Before the Court is the Report and Recommendation of United States Magistrate
14 Judge William G. Cobb (ECF No. 6¹) entered on July 18, 2019, recommending that the
15 Court grant Plaintiff's IFP application, and allowing some claims to proceed, dismissing
16 some claims with leave to amend and dismissing others with prejudice and deny as
17 moot the motion for assistance with service. On August 5, 2019, the Plaintiff filed his
18 Motion for Extension on Amended Complaint and Objections to Magistrate Judge's
19 Report and Recommendation (ECF Nos. 7, 8).
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21 This action was referred to Magistrate Judge Cobb under 28 U.S.C. §
22 636(b)(1)(B) and Local Rule IB 1-4 of the Rules of Practice of the United States District
23 Court for the District of Nevada.
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25 The Court has conducted its *de novo* review in this case, has fully considered the
26 pleadings and memoranda of the parties including the parties' objections to the Report
27

28

1 Refers to Court's docket number.

1 and Recommendation and other relevant matters to 28 U.S.C. § 636(b)(1)(B) and Local
2 Rule IB 3-2.

3 **IT IS HEREBY ORDERED** that United States Magistrate Judge Cobb's Report
4 and Recommendation (ECF No. 6), shall be **ADOPTED and ACCEPTED**.

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6 **IT IS FURTHER ORDERED** that Plaintiff's Application for *In Forma Pauperis*
7 (ECF No. 1) is **GRANTED**. Plaintiff is permitted to maintain this action without
8 prepaying the filing fee or giving security therefor. This order does not extend to the
9 issuance of subpoenas at government expense.
10

11 **IT IS FURTHER ORDERED** that the Clerk of the Court shall file the Complaint
12 (ECF No. 1-1).

13 **IT IS FURTHER ORDERED** that the Complaint shall **PROCEED** with: the
14 unlawful seizure claim in Count I against Borba; the unlawful seizure claim in Count 2
15 against Bohr, and the Doe officers when identified.
16

17 **IT IS FURTHER ORDERED** that the following claims are **DISMISSED WITH**
18 **LEAVE TO AMEND**: the ADA claims in Count 1 against the Cal Neva and in Count 2
19 against the Silver Legacy; the unlawful seizure claims against the City of Reno/Reno
20 Police Department in Counts 1 and 2; the due process claim in Count 1; the unlawful
21 seizure claim against Herrick and the Silver Legacy in Count 2; the unlawful seizure and
22 excessive force claims in Count 3.
23


24 **IT IS FURTHER ORDERED** that the following claims are **DISMISSED WITH**
25 **PREJUDICE**: the ADA claims in Count 1 against Steward and Howard, and in Count 2
26 against Blanco and Herrick; the free speech claim in Count 1; the due process claim in
27 Count 2; the claims in Count 4; the claims for coercion.
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IT IS FURTHER ORDERED that the Motion for Assistance (ECF No. 5); and Motion for Extension of Time to File Amended Complaint (ECF No. 7) are **DENIED AS MOOT**.

IT IS FURTHER ORDERED that the Court will issue summonses for the Defendants and address service on the Amended Complaint (ECF No. 9).

IT IS SO ORDERED.

Dated this 8th day of October, 2019.


ROBERT C. JONES
Senior District Judge